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(R.E.)



Serial No. 10/005,757

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of: )  
 Joseph D. Franko, Sr. )  
 Serial No.: 10 / 005,757 )  
 Filed: November 02, 2001 )  
 For: **EXTENDED TEXT LABEL FOR A** )  
**TUBE CONTAINER AND METHOD** )  
**OF MANUFACTURE THEREOF** )

Art Unit: 3722  
 Examiner: Monica Smith Carter  
 Atty. Docket No.: QAL-30

AMENDMENT UNDER 37 C.F.R. §1.114

Mail Stop RCE  
 Honorable Commissioner for Patents  
 Post Office Box 1450  
 Alexandria, Virginia 22313-1450  
 (VIA FACSIMILE TRANSMISSION ONLY)

Your Honor:

This Amendment is submitted in response to a FINAL Office Action herein, mailed on 07/29/2003 and carrying a shortened statutory period for reply of three months, or 10/29/2003. Accordingly, a PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(a), a Request for Continued Examination (RCE) Transmittal, and a Credit Card Payment Form (for payment of the RCE and extension for response within third month small entity fees) accompany this Amendment.

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 herein.

**Remarks** begin on page 4 herein.